

000769

DOCKET SUPPORTING INFORMATION

CITY OF SAN DIEGO

EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

DATE:

101
01/06

November 7, 2008

SUBJECT: California Department of Conservation Recycling Grant/Recycling For FY09 – FY13

GENERAL CONSULTANT INFORMATION

Recommended Consultant: California Department of Conservation – Division of Recycling (DOC)

Amount of this Action: \$ 100,000

Funding Source: City

SUBCONSULTANT PARTICIPATION

There is no sub-consultant activity related to this action.

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity: Required

This agreement is subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517)

ADDITIONAL COMMENTS

This action requests authorization to negotiate and execute an agreement for, and accept grant funds (\$180,000) from the CA Dept. of Conservation – Division of Recycling (DOC) with one to five-year terms for implementing and/or enhancing recycling programs by purchasing and installing recycling receptacles and creation, production and distribution of educational outreach materials for FY09 through and including FY13. The City will provide \$100,000 in matching funds.


RLL

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE ONLY)

AC2900412

TO: CITY ATTORNEY
000771

2. FROM (ORIGINATING DEPARTMENT):
ENVIRONMENTAL SERVICES DEPARTMENT,
WASTE REDUCTION AND DISPOSAL DIVISION

3. DATE: 10/15/08 101
01/06

4. SUBJECT:
CALIFORNIA DEPARTMENT OF CONSERVATION RECYCLING GRANT/RECYCLING FOR FY09 – FY13

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)
STEVEN FONTANA; 858-492-5077
MS 1103 B

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)
STEPHEN GREALLY; 858-573-1275
MS 1103 B

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED



8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	GRANT	41210 MATCH		9. ADDITIONAL INFORMATION / ESTIMATED COST:
DEPT.		755		If awarded, the City anticipates receiving approximately \$180,000 in DOC grants, and providing approximately \$100,000 in matching funds from the Recycling Fund, contingent on funds being available for the next five years, beginning in FY09 and continuing through FY13.
ORGANIZATION		2310		
OBJECT ACCOUNT		4151		
JOB ORDER		007462		
C.I.P. NUMBER				
AMOUNT		\$100,000		

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	10/30/08	8	DEPUTY CHIEF	<i>[Signature]</i>	11/24/08
2	ECCP	<i>[Signature]</i>	11/7/08	9	COO		
3	EAS	<i>[Signature]</i>	11/6/08	10	CITY ATTORNEY	<i>[Signature]</i>	11/24/08
4	LIAISON OFFICE	<i>[Signature]</i>	11/12/08	11	ORIG. DEPT	<i>[Signature]</i>	12/2/08
5	FINANCIAL MANAGEMENT	<i>[Signature]</i>	11/18/08	DOCKET COORD: _____ COUNCIL LIAISON <i>[Signature]</i> 12/1/08			
6	AUDITORS	<i>[Signature]</i>	12/1/08	COUNCIL PRESIDENT <i>[Signature]</i> <input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION			
7	GRANTS COORDINATOR	<i>[Signature]</i>	11/04/08	COUNCIL DATE: 1/6/09			

11. PREPARATION OF: ☒ RESOLUTIONS ☐ ORDINANCE(S) ☐ AGREEMENT(S) ☐ DEED(S)

RESOLUTION

1. Authorize the Mayor or designee to apply for, negotiate and execute an agreement for, and accept grants funds from the California Department of Conservation – Division of Recycling (DOC) with one to five-year terms for implementing and/or enhancing recycling programs by purchasing and installing recycling receptacles and creation, production and distribution of educational outreach materials for FY09 through and including FY13;
2. Designate the Environmental Services Director or Deputy Director as the person authorized to conduct all grant negotiations and execute all DOC grant documents, including but not limited to, applications, agreements, amendments, and payment requests which may be necessary to secure grant funding and to carry out and administer the City's obligations, responsibilities and duties under the terms and conditions of the grants(s) for FY09 through and including FY13;
3. Authorize the City Comptroller to accept, appropriate, and expend grant funds from the DOC for purposes of the above-described grant(s), contingent upon execution by the Mayor or designee of a grant agreement(s).
4. Authorize the City Comptroller to establish a separate fund to track expenditures and receive grant-related reimbursements for eligible expenditures.

11A. STAFF RECOMMENDATIONS: Approve the resolution

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S): ALL

COMMUNITY AREA(S): ALL

ENVIRONMENTAL IMPACT: The activity of applying for and expending grant funds and matching City funds is not a "project" and is therefore not subject to CEQA pursuant to State CEQA guidelines section §15060(c)(3). Placing recycling receptacles on public property and in common areas on private property and providing educational programs to support this activity is categorically exempt from CEQA pursuant to State CEQA guidelines section §15311

000772

HOUSING IMPACT: NONE

OTHER ISSUES: NONE

CITY ATTORNEY
08 NOV 26 AM 11:05
CIVIL DIVISION

RECEIVED
08 DEC 18 PM 4:31
CITY CLERKS OFFICE
SAN DIEGO, CA

REPORT TO THE CITY COUNCIL
EXECUTIVE SUMMARY SHEET

000773

DATE REPORT ISSUED: October 15, 2008
ATTENTION: Council President and City Council
ORIGINATING DEPT: Environmental Services Department (ESD)
SUBJECT: California Department of Conservation Recycling Grant
COUNCIL DISTRICT(S): All
STAFF CONTACT: Stephen Grealy, Waste Reduction Program Manager, (858) 573-1275

REQUESTED ACTION

1. Authorize the Mayor or designee to apply for, negotiate and execute an agreement for, and accept grants funds from the California Department of Conservation – Division of Recycling (DOC) with one to five-year terms for implementing and/or enhancing recycling programs by purchasing and installing recycling receptacles and creation, production and distribution of educational outreach materials for FY09 through and including FY13;
2. Designate the Environmental Services Director or Deputy Director as the person authorized to conduct all grant negotiations and execute all DOC grant documents, including but not limited to, applications, agreements, amendments, and payment requests which may be necessary to secure grant funding and to carry out and administer the City's obligations, responsibilities and duties under the terms and conditions of the grants(s) for FY09 through and including FY13;
3. Authorize the City Comptroller to accept, appropriate, and expend grant funds from the DOC for purposes of the above-described grant(s), contingent upon execution by the Mayor or designee of a grant agreement(s).
4. Authorize the City Comptroller to establish a separate fund to track expenditures and receive grant-related reimbursements for eligible expenditures.

STAFF RECOMMENDATION:

Approve the requested actions.

EXECUTIVE SUMMARY:

This proposed project will include pilot programs to implement a comprehensive recycling and litter reduction program throughout different areas of the City of San Diego. This project falls under one of the categories contained within the California Department of Conservation (DOC), Division of Recycling (DOR) Beverage Container Recycling Grant Program. The DOR administers the California Beverage Container Recycling and Litter Reduction Act (Act) which governs the recycling of California Redemption Value (CRV) beverage containers. It provides up to \$1.5 million annually in grant funds to promote increased recycling of beverage containers throughout California, pursuant to Public Resources Code (PRC), Division 12.1, Chapter 7, Section 14581(a)(6). The DOR administers Beverage Container Recycling Grant funding to assist organizations with establishing convenient beverage container recycling and litter abatement projects, and to encourage market development and expansion activities for beverage container materials. Eligible recycling and litter reduction projects include parks/recreational areas, entertainment/hospitality venues, sporting complexes, multi-family dwellings, and litter prevention and reduction.

This proposed project would include the purchasing and distribution of special recycling receptacles, signage, and a comprehensive public education and outreach campaign to promote and enhance recycling and so assist in the implementation of measures to achieve compliance with the City Recycling Ordinance and State waste diversion requirements (AB 939, AB32, SB1016). The target areas are all multi-family residential, commercial and public space areas throughout the City that have a need for recycling infrastructure, and will serve as pilot programs and models for future expansion of the City's efforts to extend recycling to all its residents and visitors. The program will significantly increase general awareness about recycling, increase participation in

recycling programs in the City, assist the City in meeting state mandated recycling goals, and project and solidify, nationally and internationally, the image of the City of San Diego as an environmentally responsible city.

009774 ~~009774~~ CONSIDERATIONS:

ESD is eligible to apply for \$180,000 from a DOC funded grant per year pursuant to Public Resources Code (PCR), Division 12.1, Chapter 7, section 14581 (a)(6). ESD will be responsible for approximately \$100,000 in matching funds, from the Recycling Enterprise Fund. These matching funds are budgeted in ESD's FY09 budget and will be budgeted in FY 10, 11, 12 and 13 budgets, contingent on Council approval of the corresponding budgets. There is no requirement to continue grant-funded activities or expenditures after grant funds are depleted or terminated, and no additional positions will be requested in grant applications.

PREVIOUS COUNCIL COMMITTEE ACTION:

As a result of previous Council approvals, in 2000 ESD received \$6,840,000 from a DOC grant to expand automated recycling collections to a minimum of 190,000 City of San Diego single-family homes, which allowed for the City's expansion of the very successful curbside recycling program. In 2004, ESD worked in a partnership with Keep California Beautiful on a \$50,000 grant they received for purchasing recycling containers for Balboa Park, and Horton Plaza and UTC shopping malls.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

The purpose of these grants will be to enhance or implement new recycling programs throughout the City of San Diego; to develop and conduct community outreach and educational campaigns; and to facilitate compliance with the City Recycling Ordinance and assist the City in its efforts to comply with current and future State-mandated diversion rates, future AB32 requirements and any other future legislation where waste diversion through recycling programs is required. The expectation is that the City will benefit from the program by:

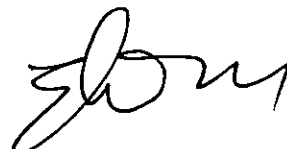
1. Facilitating the success of recycling programs in multi-family dwelling complexes by providing convenient, in-unit containers
2. Creating recycling opportunities throughout the City by having public space recycling containers and identification signs
3. Facilitating transportation of recyclables from individual units to central recycling areas
4. Providing recycling opportunities in the City's parks and waterfront areas

KEY STAKEHOLDERS:

Different stakeholder groups will be involved in specific programs. The goal is to increase the opportunity to recycle and the convenience of recycling in all segments of the City, from commercial to residential, from leisure areas to working environments, bringing them all together in our waste reduction, recycling and greenhouse gas emission reduction efforts. Individual program evaluations will be designed and conducted according to each grant specification, aiming to assess the program's strengths and weaknesses and to address residents' concerns and suggestions.



Chris Gonaver
Environmental Services Director



Elmer L. Heap, Jr.
Deputy Chief of Public Works

Community Services

08 DEC 18 PM 4:31

RECEIVED

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2900410

DEPT. NO.: 755

000775

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$100,000.00 Fund: 41210

Purpose: To authorize the expenditure of funds for the purpose of entering into an agreement for a matching grant from the California Department of Conservation.

Date: November 20, 2008 By: Debra Oestreich Debra Oestreich

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	41210	755	2310	4151	7462				\$100,000.00
TOTAL AMOUNT										\$100,000.00

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____

Date: _____ By: _____

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL										

AC-361 (REV 2-92)

FUND OVERRIDE ☐

AC 2900410

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE CITY OF SAN DIEGO AUTHORIZING
A GRANT APPLICATION AND RELATED ACTIONS WITH THE
CALIFORNIA DEPARTMENT OF CONSERVATION REGARDING
RECYCLING PROGRAMS FOR FISCAL YEARS 2009 – 2013.

WHEREAS, the California Department of Conservation – Division of Recycling has
grant funds available to local jurisdictions for enhanced recycling programs;

WHEREAS, the City of San Diego is eligible to apply for funds to purchase and install
recycling containers and produce educational materials; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor or his designee is authorized to apply for, negotiate with, execute
agreements for, and accept grant funds from the California Department of Conservation –
Division of Recycling, with one to five year terms for the implementation and/or enhancement of
recycling programs by purchasing and installing recycling receptacles and by creating,
producing, and distributing educational outreach materials for Fiscal Years 2009/2010 through
and including Fiscal Year 2013/2014.

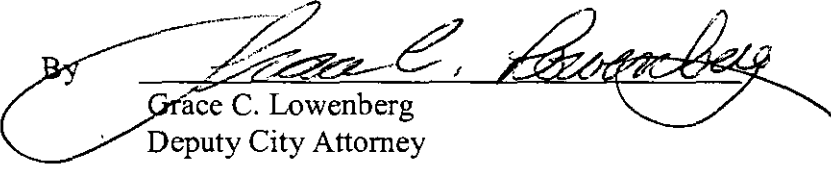
2. That the Environmental Services Department Director or the Deputy Director
is designated as the person authorized, for and on behalf of the City, to conduct all grant
negotiations and execute all grant documents, including but not limited to: applications,
agreements, amendments, and payment requests necessary to secure grant funding and to
carry out and administer the City's obligations, responsibilities, and duties under the terms
and conditions of the grant(s) for Fiscal Year 2009/2010 through and including Fiscal Year
2013/2014.

3. That contingent on the City's execution of grant agreement(s), the City Comptroller is authorized to accept, appropriate, and expend grant funds and to establish a separate fund to track expenditures and receive grant-related reimbursements for eligible expenditures.

4. That the City's grant application and acceptance activity is not a project and therefore is not subject to the California Environment Quality Act [CEQA] pursuant to CEQA Guidelines section 15060(c)(3); and that installing recycling receptacles and providing recycling educational programs is categorically exempt from CEQA pursuant to CEQA Guidelines section 15311.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By


Grace C. Lowenberg
Deputy City Attorney

GCL:mb
11/26/08
Cert.No:2900410
Or.Dept:ESD
R-2009-520

I hereby certify that the foregoing Resolution was passed by the Council of the City of Diego,
at its meeting of _____.

ELIZABETH S. MALAND, City Clerk

By _____

Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor